

In The United States District Court  
For The District of Delaware

United States of America )

Vs. )

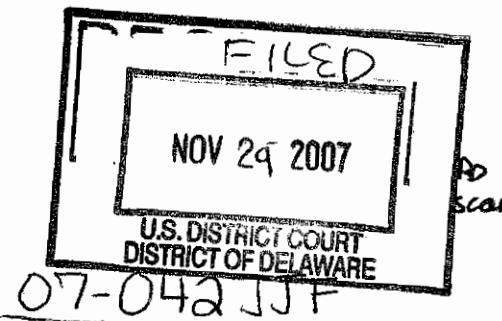
)

)

Criminal Action No. )

)

)



Motion To Dismiss Counsel P.D. Kovsoulis

Comes Now, The Defendant Thomas L. Davis JR.  
and Moves this Honorable Court to Dismiss my  
Federal Public Defender Ms. Kovsoulis. In Support  
thereof the Defendant assert the following.

"Statement of The Facts"

The Defendant was not properly represented  
by Counsel Federal Public Defender Ms. Kovsoulis. The  
last thing the Defendant wants now is to have  
Same Counsel to represent me on appeal. The  
Defendant Moves the Court to appoint New  
Counsel for the purpose of Appeal. New Counsel  
is need do to the fact it would be a Conflict of  
interest to have Ms. Kovsoulis to argue her own  
ineffectiveness during trial and trial proceedings.

11-25-07

To: Mr. Edson A. Bestic.  
From: Thomas L. Davis Jr.

Dear Mr. Bestic, I am hereby writing you, in hopes that you humbly understand the seriousness concerning my case, my freedom, and my fight for justice.

On Aug 17, 07, I spoken with my Public Defender Ms. Kauselis at Salem County Correctional Facility, where we briefly went over the pros and cons that eddy my case.

Mrs. Kauselis, showed no interest in helping me then and she is showing no interest in helping me now and this is my formal request to have her removed from my representation.

Mr. Edson, our universe is constructed on what the Holy Quran calls the mizan, or a balance. That balance is justice. That is why the symbol of justice is a woman blindfolded with a scale in one hand and a sword in the other.

Mr. Bestic, justice balances the human mind. whenever any human being is deprived of justice, the mind becomes imbalanced. The greater the injustice, the greater the imbalance. In a democratic society and civilized nation, institutions are established for the redress of grievances, and if it is the success of granting to those who seek the redress of their grievance that returns balance the human mind.

So I humbly and respectfully ask for your assistance by removing Ms. Kauselis on the grounds of misrepresentation, conflict of interest and discrimination due to my religious beliefs.

Mr. Bestic, these conflicts of interest can be further scrutin-

(2)

-Fed as the aforementioned are Listed below.

- ① Misrepresentation: Ineffective assistance of Counsel.
- ② Attorney chose not to enter certain evidence into my trial as I requested.
- ③ Attorney has never convinced me to believe that she is or will represent me to the fullest of her capabilities.
- ④ Attorney never introduced clothing I was wearing into trial as evidence, contrary to her confiscating those items from me (Note \*) There was discrepancies as to actual clothing subject was wearing.
- ⑤ Attorney never inquired about some major and most valuable details that could've shed light on the darkness of this case. Subjects identification given by caller, locality of the subject during pursuit, whereabouts and formalities concerning the gun eq.

## ⑥ Conflict of Interest.

- ① Due to my beliefs, "Islam" which is the religion I live by and stand by daily, I truly believe that my attorney held some form of resentment and animosity against me because of my religious preference, which stems from the loss she experienced when her sister was killed in the 9/11 attack.

In Closing I'd like to ask that Ms. Kausoules be removed from my case and that my sentencing be removed from the calendar until I get adequate representation.

"  
Oath and Affidavit"

I Declare and affirm under penalty of perjury that the foregoing is true and correct.

Declared And Affirmed November , 2007 Shawn Dais  
Signed

"  
Certificate Of Service"

I Declare and Affirm under penalty of perjury that the foregoing is true and correct and that a true and full copy was served on the below parties and or attorneys ;

Declared And Affirmed November , 2007 Shawn Dais

Signed

Parties Served

Federal Public Defender <u>Eleni Kavoulis Esq.</u>	United States Assistant Attorney General <u>Shawn E. Martyniak, Esq.</u>
---	---

Thomas L. Davis SBI# A16793  
1301 E. 12<sup>th</sup> ST.  
Wilm, DE 19809

WILMINGTON, DE 197  
28 NOV 2007 PM 3 T

OFFICE OF THE CLERK  
United States District Court  
844 N. KING ST. Lockbox 18  
Wilmington, DE 19801-3570

INMATE  
LEGAL MAIL

13ACG1+3519

